

AN ORDINANCE ADOPTING BY REFERENCE THE COLORADO MODEL ENERGY EFFICIENCY CONSTRUCTION AND RENOVATION STANDARDS FOR NONRESIDENTIAL BUILDINGS OF THE STATE OF COLORADO, REPEALING ALL ORDINANCES OF THE CITY OF LAS ANIMAS, COLORADO, IN CONFLICT OR INCONSISTENT THEREWITH, AND PROVIDING A PENALTY FOR VIOLATION THEREOF.

WHEREAS, Senate Bill No. 432, adopted by the Colorado General Assembly in 1977, requires each municipality which has a building code to adopt energy efficiency construction and renovation standards for nonresidential buildings prior to July 1, 1978; and

WHEREAS, the City of Las Animas, Colorado, has a building code;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAS ANIMAS, COLORADO:

Section 1. ADOPTION. Pursuant to Title 31, Article 16, Part 2, Colorado Revised Statutes 1973, as amended, there is hereby adopted as the energy efficiency construction and renovation standards for nonresidential buildings of the City of Las Animas, Colorado, by reference thereto, the Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings, adopted November, 1977, and published March, 1978, by the State of Colorado, Office of State Planning and Budgeting, Board for Energy Efficient Nonresidential Building Standards, 1525 Sherman Street; Denver, Colorado 80203, to have the same force and effect as if set forth herein in every particular. The subject matter of the adopted standards include comprehensive provisions and standards regulating energy efficiency in the design, construction, renovation, erection, enlargement, alteration, repair, conversion, occupancy, equipment, and maintenance of certain nonresidential buildings and structures for the purpose of protecting the public health, safety, and general welfare.

Section 2. AMENDMENTS. The Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings is hereby amended as follows:

- (a) Section 101.1 is deleted in its entirety.
- (b) Section 107.0 is deleted in its entirety.
- (c) A new Section 108.0 is added, to read:

"108.0. Administrative and Appeal Procedures. Administrative and appeal procedures set forth in Sections 201, 202 and 204, and Chapter 3 of the Uniform Building Code, 1966 Edition, shall be applicable and followed in the administration of this Code."

- (d) Section 302.1 is amended by the inclusion of the following temperatures:

"Winter Design Dry-Bulb	1	°F
Summer Design Dry-Bulb	97	°F
Summer Design Wet-Bulb	71	°F
Degree Days Heating	5402	
Degrees North Latitude	38° 04'	

- (e) Section 502.2(a), Table 5-1, is amended by the

addition of the following specific values:

"Walls, 3 stories or less, Heating, U.
not exceeding 0.285.
Walls, 3 stories or less, Cooling, OTTV
not exceeding 33.0.
Walls, over 3 stories, Heating, U. not
exceeding 0.345.
Walls, over 3 stories, Cooling, OTTV, not
exceeding 33.0.
Roof/Ceiling, Heating or Cooling, U. not
exceeding 0.08.
Floors over unheated spaces, Heating U.
not exceeding 0.08.
Heated slab on Grade, Heating, minimum
R value 6.6.
Unheated slab on Grade, Heating, minimum
R value 4.5.
Solar Factor, Cooling, 126.0."

(f) Section 701.0 is amended by the addition of the following:

"SMACNA refers to Sheet Metal Air Conditioning
Contractors National Association.
NESCA refers to National Environmental System
Contractors Association.
NWMA refers to National Woodwork Manufacturing
Association, Inc.

Section 3. Code Copies. At least three copies of the Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings and of each secondary code adopted therein, all certified by the Mayor and the City Clerk to be true copies, have been and will continue to be on file in the office of the City Clerk, and may be inspected by any interested person between the hours of 8:00 A.M. and 5:00 P.M., Monday through Friday, holidays excepted, except that one copy of each code may be kept in the office of the chief enforcement officer instead of the office of the Clerk. The Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings will be available for purchase by the public at a moderate price.

Section 4. Penalties. It shall be unlawful for any person, firm or corporation to erect, construct, renovate, enlarge, alter, repair, improve, convert, equip, use, occupy, or maintain any building or structure in the City, or cause or permit the same to be done, contrary to or in violation of any of the provisions of the Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings.

Any person, firm, or corporation violating any of the provisions of the Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings or of this ordinance shall be punishable by a fine not exceeding three hundred dollars (\$300) or imprisonment not exceeding ninety (90) days or by both such fine and imprisonment. Each and every day or portion thereof during which any such violation is committed, continued, or permitted, shall be considered a separate offense.

Section 5. Severability Clause. If any part, section, subsection, sentence, clause, or phrase of this ordinance or of the Colorado Model Energy Efficiency Construction and Renovation Standards for Non-Residential Buildings adopted hereby is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance or of said standards; the City Council hereby

declares that it would have passed the ordinance and adopted such standards in each part, section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentences, clauses or phrases be declared invalid.

Section 6. Repeal. Any or all ordinances or parts of ordinances of the City of Las Animas, Colorado, in conflict or inconsistent herewith, are hereby repealed; provided, however, that such repeal shall not affect any offense committed or act done, any penalty or forfeiture incurred or any contract, right or obligation established prior to the time of such repeal.

Passed on First Reading and Ordered published the 6th day of February 1979.

Adopted, approved, and ordered published by title on Second Reading this 8th day of March, 1979.

Gerald R. Garcia
GERALD GARCIA, Mayor

ATTEST:

Tayero Namura
DEPUTY City Clerk
TAYERO NAMURA

